



**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

BOWSKILL et al

Atty. Ref.: 36-1539; Confirmation No. 9243

Appl. No. 10/088,346

TC/A.U. 2173

Filed: March 18, 2002

Examiner: D. Bonshock

For: MOBILE PERSONAL DEVICE

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March 12, 2007

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE**

In response to the final Office Action dated 10/13/2006, reconsideration of this application is requested in view of the following remarks.

The rejection of claims 17, 20, 35, 39, 40, 43 and 45 under 35 U.S.C. §112, first paragraph as allegedly failing to comply with the enablement requirement is respectfully traversed.

The Examiner objects to recitations requiring automatic changing of the user's mode of communication so as to accommodate a detected impairment of the ability of the user to continue communication in the current mode. Such recitations are made to emphasize the fact that the mode change occurs without the necessity of extra user action. That is, it occurs without the requirement for extra human action. Instead of extra human action, the impaired condition is

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